

Office of the United States Trustee  
Return Address

09-Oct-96

Phone Number

Debtor or Debtor's Counsel  
Address

Account Number: xxx-xx-xxxxx

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## Notice Concerning Changes in Chapter 11 Fee Schedule

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H.R. 3610, signed into law on September 30, 1996, (Public Law 104 -208), amends the Chapter 11 fee schedule based on quarterly disbursements that is set forth at Title 28 United States Code, Section 1930(a)(6). The law increases the maximum quarterly fee and creates finer distinctions in the fee categories, resulting in increases for some categories.

The new quarterly fee schedule, displayed below, took effect September 30, 1996, upon the enactment of Public Law 104-208. It applies to quarterly fees beginning with the fourth quarter of calendar year 1996.

<b>Chapter 11 Quarterly Fees Based on Disbursements</b>	
<b>Disbursement Range</b>	<b>Amount</b>
Less than \$15,000.00 . . . . .	\$250
\$15,000.00 - \$74,999.99 . . . . .	\$500
\$75,000.00 - \$149,999.99 . . . . .	\$750
\$150,000.00 - \$224,999.99 . . . . .	\$1,250
\$225,000.00 - \$299,999.99 . . . . .	\$1,500
\$300,000.00 - \$999,999.99 . . . . .	\$3,750
\$1,000,000.00 - \$1,999,999.99 . . . . .	\$5,000
\$2,000,000.00 - \$2,999,999.99 . . . . .	\$7,500
\$3,000,000.00 - \$4,999,999.99 . . . . .	\$8,000
\$5,000,000 and above . . . . .	\$10,000

The Quarterly Disbursement and Fee Report will be mailed to you at the end of December. Payments will be due approximately 30 days following receipt of that report.

**CHAPTER 11 QUARTERLY DISBURSEMENT AND FEE REPORT  
Information and Instructions**

**AUTHORITY:** Chapter 11 bankruptcy quarterly fees are determined according to 28 U.S.C. 1930(a)(6) as amended. Consult your attorney if you are in doubt as to whether the quarterly fees apply to your case.

**PENALTIES:** Failure to pay the quarterly fee is cause for conversion or dismissal of your case under 11 U.S.C. 1112(b)(10). Filing a false report may subject you to civil liability under 31 U.S.C. 3729(a)(7), and to criminal penalties under 18 U.S.C. 1001 and 1621.

**WHO MUST FILE:** Every case pending under Chapter 11 of the Bankruptcy Code that is subject to 28 U.S.C. 1930(a)(6) must pay the quarterly fee. If a trustee has been appointed to serve in your case, give this report to the trustee to complete and submit. If your case is being jointly administered with another case or has been consolidated with another case for administrative purposes only, submit a separate quarterly report and fee for each case. If the court has ordered the case to be substantively consolidated (consolidated for all purposes), then only one report and fee are due for the quarter of filing. However, if substantive consolidation occurs during a quarter, the individual cases remain subject to the fee for that part of the quarter prior to the consolidation. Involuntary cases are not subject to the fee until relief is granted, and then the fee is payable retroactively to the filing date.

**WHEN TO FILE:** The report and fee are due on the last day of the calendar month following the calendar quarter for which the fee is owed starting with the quarter in which your case is commenced, and continue until and including the quarter in which your case is dismissed or converted to another Chapter. Effective 1/27/96, cases with confirmed plans are subject to quarterly fees until dismissed, converted, or closed by the Court.

Quarter Number	Quarter Months	Payment Due Date
1	Jan, Feb, Mar	Apr 30
2	Apr, May, Jun	Jul 31
3	Jul, Aug, Sep	Oct 31
4	Oct, Nov, Dec	Jan 31

**FEE CALCULATION:**

The fee due is based on disbursements made during the days of the quarter that the case is open, and is not prorated for a partial quarter. The minimum fee applies when there are no disbursements, and even if the case is open for only one day of the quarter. If your case was filed after the start of the quarter, include only the disbursements made since the filing date. If your case was closed before the end of the quarter, include only the disbursements made before the closing date. Use the following schedules to determine the Fee Due:

Disbursements	Quarters 4th/86-3rd/91	Quarters 4th/91+
	Fee Due	Fee Due
no disbursements	\$ 150 minimum	\$ 250
0.01 to \$14,999.99	\$ 150	\$ 250
\$15,000 to \$149,999.99	\$ 300	\$ 500
\$150,000 to \$299,999.99	\$ 750	\$ 1250
\$300,000 to \$2,999,999.99	\$ 2250	\$ 3750
\$3,000,000 or more	\$ 3000	\$ 5000

**NOTE:**

If your case was confirmed, dismissed, or converted on or before 12/26/91, use the fee due schedule for the quarters 4th/86-3rd/91 for the 4th quarter of 1991.

**QUARTERLY DISBURSEMENTS AND FEE REPORT FORM COMPLETION:**

Enter your Chapter 11 10-digit account number. The UST code is a 3-digit number (for example, Los Angeles is 732). If you do not know the UST code for your court, contact your local U.S. Trustee office. Enter the next 2 digits for the year your case was filed (1996 = 96). The last 5 digits are for the individual case number assigned by the court (add zeros in front if necessary to make a total of 5 digits; do not include any letters added to the number by the court). Enter the payment information on a separate line for each quarter for which a payment is enclosed. Do not write payment information regarding payments previously made. The total of the check(s) you are now sending must equal the total of what you have entered in the "payment enclosed" boxes.

**SENDING YOUR PAYMENT:**

Make your check payable to: U.S. Trustee.

Write your account number on the face of your check.

Send only your payment and the Quarterly Disbursements and Fee Report form to:

U.S. Trustee Payment Center, P.O. Box 198246, Atlanta, GA 30384. The payment center only deposits and credits your payment; it is not a U.S. Trustee office. If you are not sending a payment, or are sending other papers such as your monthly financial reports, send this material to your local U.S. Trustee office address.

UST 11-A1 (3/96)

U.S. Department of Justice  
Office of the U.S. Trustee

CHAPTER 11 QUARTERLY FEE PAYMENT

Case Name: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

\_\_\_\_\_ Ch. 11 ten-digit Account Number: \_\_\_\_\_

Court Location: City & State \_\_\_\_\_

Amount Enclosed: \$ \_\_\_\_\_

Mail this form and your payment to:  
U.S. Trustee Payment Center  
P.O. Box 198246, Atlanta, GA 30384

☐ Completed at U.S. Trustee Office

by \_\_\_\_\_

Date Mailed \_\_\_\_\_ Debtor Signature \*  
\* I certify under penalty of perjury that to the best of my  
knowledge this report is correct.

UST 11A 2/97

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Department of Justice  
Office of the U.S. Trustee

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